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IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

LEWIS JOHNSON,
Plaintiff

v.

HERSHEL W. GOBER, Acting Secretary of
Veterans Affairs; et al.,
Defendants

No. 1:CV-00-1873

(Judge McClure)

FILED
HARRISBURG, PA
MAY 21 2002
MARY E. D'ANDREA
Deputy Clerk

**DEFENDANTS' UNOPPOSED
MOTION FOR AN EXTENSION OF TIME**

Defendants, Hershel W. Gober, the former Acting Secretary of Veterans Affairs, Rodney Kiscadden, Alice Fidler, Irvin Erickson, and Raymond Kent, by their counsel and pursuant to Fed. R. Civ. P. 6(b), request the Court to grant them a two week extension of time in which to file their brief in support of their motion for summary judgment and state the following in support thereof:

1. This is an employment lawsuit filed by plaintiff concerning his employment at the Lebanon Medical Center, Veteran's Administration.
2. Discovery recently concluded and defendants subsequently moved for summary judgment.
3. Defendants' brief in support of their summary judgment motion is due on May 29, 2002.
4. In the past few months, defense counsel's schedule has contained a number of complex cases and/or cases of an emergent nature. Further, a civil

Assistant U.S. Attorney position has been vacant for a number of months, which has caused additional workload problems. Despite defense counsel working extensive overtime, she has been unable to prepare defendants' brief in support of their motion for summary judgment.

5. Further, defense counsel has a number of depositions and deposition preparations sessions in the next two weeks. Additionally, defense counsel is going to be out of the office at a Community Health Center conference. Otherwise, defense counsel has numerous briefs to prepare in her various cases.

6. Accordingly, defendants request a two-week extension of time so that they can prepare a thorough summary judgment brief to address the various issues in this case.

7. Defense counsel has contacted plaintiff's counsel, Andrew J. Ostrowski, who has **concurred** in defendants' motion.

Wherefore, defendants request that this Court grant their motion for a two-week extension of time.

Respectfully submitted,

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Date: May 22, 2002

